Docket No. 4800-0015.30

by certify that this correspondence is being deposited with the U.S. Service with sufficient postage as First Class Mail in an envelope dressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

and Request for Copy of Office Action

IN RE APPLICATION OF: Wong et al.

SERIAL No.: 09/517,597 FILED: March 2, 2000

FOR: BIOSENSOR DEVICE AND METHOD

EXAMINER: Padmanabhan,

ART UNIT: 1643

Declaration of Non-Receipt of Office Action

Assistant Commissioner for Patents

Washington, D.C. 20231

Attn: Examiner Kartic Padmanabhan

Office P/1641, Building CMI, Room 08-A12

APR 1 2 2001

TECH CENTER 1600/2900

Dear Sir:

This is in response to a telephone call on April 6, 2001 from Examiner Kartic Padmanabhan to applicant's attorney, Peter J. Dehlinger, of IotaPi Law Group at (650) 324-0880 inquiring about the lack of filing a response to an Office Action issued on September 12, 2000.

According to the Examiner, a request for restriction requirement was mailed in the above-identified application on September 12, 2000. In checking our files and mail log, we were unable to find any evidence of this office action being received by our offices. The facts are set out in the attached Declaration of Jennifer L. Mahoney and Deborah H. Brockmeyer.

In view of these facts, applicant requests that another copy of that Office Action be mailed to the correspondence address, giving ample time to respond accordingly.

Respectfully submitted,

Peter J. Dehlinger

Registration No. 28,006

Correspondence Address:

Phone: (650) 324-0880 Customer No. 22918

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to:

Assistant Commissioner for Patents, Washington, D.C., 20231, on:

) At tel mey Docket No. 4800-0015.30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE APPLICATION OF: Wong et al.

SERIAL No.: 09/517,597

FILED: March 2, 2000

FOR: BIOSENSOR DEVICE AND METHOD

EXAMINER: Padmanabhan, K.

ART UNIT: 1643

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Declaration of Non-Receipt of Office Action

Assistant Commissioner for Patents

Washington, D.C. 20231

Attn: Examiner Kartic Padmanabhan

Office P/1641, Building CMI, Room 08-A12

Sear Sirs:

We, Jennifer L. Mahoney and Deborah H. Brockmeyer hereby state that we were employed by Iota Pi Law Group, 350 Cambridge Avenue, Suite 250, Palo Alto, California 94306, and given the task of receiving and logging in all mail received at that location during the period of time when an Office Action dated September 12, 2000 in the above-referenced application was mailed to our offices.

A copy of the mail log during the period of time from September 12, 2000 through October 2, 2000 is enclosed, showing that no Office Action was received by our offices in the above-referenced application during that time.

We hereby declare that all statements made herein of our knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Βv

ennifer L.

By:

Deborah H. Brockmever

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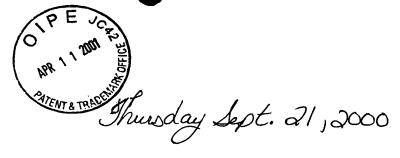
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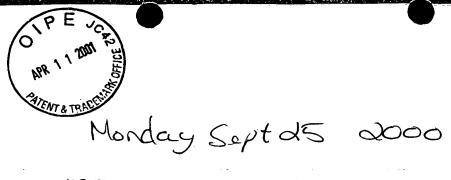
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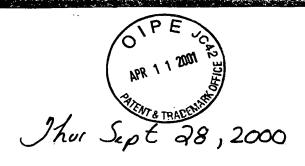
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